

of said House and Lot the having neglected to pay the purchase money for the same according to the term of said deed and that the said Nancy Garland at the time of her death had only an equitable interest in said House and Lot Subject to the term of the said balance of said purchase money. Your petition states further that the said Nancy Garland died without leaving any children but that James W. Garland Joseph Garland Mary Garland Washington Garland called J. G. W. Garland the said Administratrix Ellen Andrus the wife of your orator & Catharine Garland were her brothers and sisters and only heirs at law. That the said Joseph Garland Mary Garland and Catharine Garland reside out of the State of Maryland. Your orator as the trustee for said House and Lot is advised that he is by the laws of this State entitled to have said House and Lot sold to pay the balance of the said purchase money of two hundred and thirty dollars and a interest as a lien on said property and the balance of the purchase money to be distributed amongst the other creditors of said Nancy Garland and her legal representatives according to the rules of equity.

In tender Consideration whereof your orator for that your orator is compelled in the premises by the strict rules of the Common Law and otherwise only in a Court of Equity where matters of this nature are properly cognizable.

It is the request therefore that the said James W. Garland Joseph Garland Mary Garland J. G. W. Garland the Administratrix aforesaid Ellen Andrus and Catharine Garland may full true direct and perfect answer make to the charges and matters aforesaid as fully as if the same were here again repeated and they thereunto particularly interpleaded.

May it please your Honor to order and decree that the House and Lot situate in the town of Woodberry specified in said proceedings and all the right and title of the said Nancy Garland dec'd be sold by the trustee for the purpose of paying the balance of the said purchase money and after that for the payment of all the other just debts of the said deceased and may it please your Honor to extend unto your orator on petitioning all such other and further relief in the premises as the nature of the Case may require and as to your Honor shall seem meet.

May it please your Honor to grant unto your orator the State of Maryland out of Sulphora to be directed to the said J. G. W. Garland the Administratrix aforesaid Ellen Andrus and James W. Garland thereby commanding them to be and appear in your Honorable Court on a certain day thereunto be specified then and then to answer all and singular the matters and charges in said Bill contained and to abide such order and decree in the premises as shall to your Honor seem meet. And may it please your Honor to grant unto your orator an order of publication giving notice